



Attorney Docket No.: 122144-1001

GP1623  
#8  
J.B.  
5-18-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Gorenstein et al.

Serial No.: 09/425,804

Filing Date: October 25, 1999

Examiner: Not Assigned

Group No.: 1623

For: THIO-MODIFIED APTAMER SYNTHETIC METHODS  
AND COMPOSITIONS

Commissioner for Patents  
Washington, D.C. 20231

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**SUPPLEMENTAL INFORMATION  
DISCLOSURE STATEMENT**

As listed on the accompanying form PTO-1449, submitted herewith is a copy of the indicated reference which Applicant believes may be material to the examination of the above-identified application, and in respect of which there may be a duty to disclose in accordance with 37 CFR §1.56.

The filing of this Supplemental Information Disclosure Statement shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists. Further, the filing of this Supplemental Information Disclosure Statement shall not be construed as an admission against interest in any manner. Written notification that the enclosed references have been considered in their entirety by return of a copy of the enclosed form, completed by the Examiner, is respectfully requested.

**IDENTIFICATION OF TIME OF FILING THE  
SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

This Information Disclosure Statement is being filed within three months of the filing date of the national application.

[ ] This Information Disclosure Statement is being filed within three months of the date of entry of the national stage as set forth in §1.491 in an international application.

[ X ] This Supplemental Information Disclosure Statement is being filed before the mailing date of the First Office Action on the merits.

[ ] This Supplemental Information Disclosure Statement is being filed after three months of the filing date of the national application or after three months of the date of entry of the national stage as set forth in § 1.491 in an international application or after the mailing date of the first Office Action on the merits, but before the mailing date of either a final action under § 1.113 or a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application.

Accompanying this transmittal is:

[ ] a statement specified in 37 CFR. § 1.97(e); or

[ ] a fee set forth in 37 CFR § 1.17(p)

[ ] This Information Disclosure Statement is being filed after the mailing date of a final action under § 1.113, or a notice of allowance under § 1.311 but before the payment of the issue fee.

Accompanying this transmittal is:

1. a statement as specified in 37 CFR § 1.97(e); and
2. a fee set forth in 37 CFR § 1.17(p)

**STATEMENT FOR INFORMATION DISCLOSURE STATEMENT 37 CFR 1.97(e)**  
**(Only if Required Above)**

I, the person(s) signing below hereby states that:

[ ] each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. 37 CFR § 1.97(e)(1); or



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Attorney Docket No.: 122144-1001

[ ] no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in the counterpart foreign application to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement. 37 CFR § 1.97(e)(2).

FEE PAYMENT

[ ] attached is a check in the amount of \$ \_\_\_\_\_

[ ] charge Deposit Account No. 07-0153  
in the amount \$ \_\_\_\_\_

**A duplicate of this request is attached.** Applicant believes no are due for the filing of this Supplemental Information Disclosure Statement. However, if any additional fees are due, or any overpayments have been made, please charge, or credit, Deposit Account No. 07-0153.

Dated: March 28, 2001

Sanford E. Warren, Jr.  
Attorney for Applicant  
Registration No.: 33,219

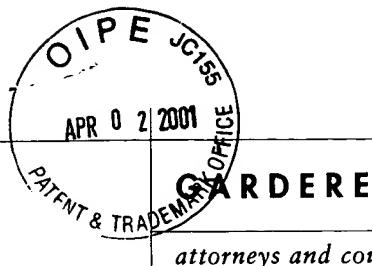
Gardere Wynne Sewell LLP  
3000 Thanksgiving Tower  
1601 Elm Street  
Dallas, TX 75201-4761  
(214) 999-4339  
(214) 999-3339 FAX)

CERTIFICATE OF MAILING

Date of Deposit: March 28, 2001

I hereby certify that the papers listed below and attached hereto are being deposited with the United States Postal Service via First Class Mail service, with sufficient postage, under 37 C.F.R. 1.8 on the date indicated above and addressed to: Commissioner for Patents, Washington, DC 20231.

RITA J. CARR



attorneys and counselors • [www.gardere.com](http://www.gardere.com)

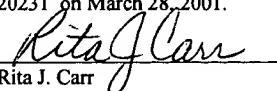
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March 28, 2001

Commissioner for Patents  
Washington, D.C. 20231

**Certificate of Mailing under 37 CFR 1.8**

I hereby certify that this correspondence is deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope, addressed to: Commissioner for Patents, Washington, D 20231 on March 28, 2001.

  
Rita J. Carr

Re: Patent Application Entitled: THIO-MODIFIED APTAMER SYNTHETIC METHODS AND COMPOSITIONS

Inventor: David G. Gorenstein, et al.  
Serial No.: 09/425,804  
Filing Date: October 25, 1999  
UTMB No.: 98006-01  
Our File No.: 122144-1001

Dear Sir:

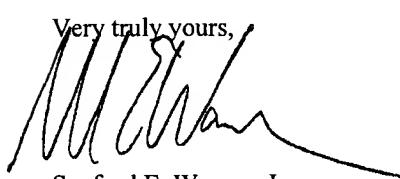
Enclosed for filing in connection with the above-referenced patent application are the following documents:

1. Supplemental Information Disclosure Statement (3 pp.);
2. Form PTO 1449 with references; and
3. Return postcard.

Please file the above-referenced documents and return the date-stamped postcard to our office at the above address. It is believed that no additional fees are due. If this is incorrect, the Commissioner is hereby authorized to charge any fees due which may be required by this paper to Deposit Account No. 07-0153.

In the meantime, if you have any questions or comments concerning any of the above, please call the undersigned at your convenience. Otherwise, please accept the enclosed.

Very truly yours,



Sanford E. Warren, Jr.  
Reg. No. 33,219  
SEW:ESF:rc:992948.1

Enclosures

cc: Laurie E. Sower, Ph.D. (w/encl.)  
BethLynn Maxwell, J.d., Ph.D. (w/o encl.)  
Edwin S. Flores (w/o encl.)